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UNITED STATES DISTRICT COURT
FOR DISTRICT OF NORTHERN CALIFORNIA

VLADIMIR BALAREZO, ABELARDO
GUERRERO, VICTOR FUNEZ & OSMIN
AVILA, and on behalf of other similarly
situated

Plaintiffs,

vs.

NTH CONNECT TELECOM INC., AND
STEVEN CHEN,

Defendants

Case No.:C07-05243 JF (PVT)

**SUPPLEMENTAL DECLARATION OF
ADAM WANG IN SUPPORT OF
PLAINTIFFS' MOTION TO COMPEL
PRODUCTION OF DOCUMENTS**

Date: July 1, 2008

Time: 10:00 am

Judge: Patricia V. Trumbull

I, the undersigned, declare as follows:

1. I am an attorney duly authorized to practice before this Court and Plaintiffs' attorney of record in this action. I base this declaration on my personal knowledge unless otherwise indicated.

2. Exhibit 1 hereto is a true and accurate copy from Defendants' counsel Ms. Donna Butler as part of meet and confer process with respect to Plaintiff's Request for Documents at issue in this motion.

**SUPPLEMENTAL DECLARATION OF ADAM WANG
IN SUPPORT OF PLAINTIFFS' MOTION
TO COMPEL PRODUCTION OF DOCUMENTS
Balarezo . v. NTH Connect Telecom Inc., et al.**

1 3. In an unrelated case Aranda v, Nth Connect Telecom Inc., et al (Case No. C06-
2 04738 JW) also pending in this district, I am also the attorney of record for Plaintiff against the
3 same Defendants Nth Connect Telecom Inc. and Steve Chen. In that case, issue was whether
4 Plaintiff Aranda was an exempt employee and need not be paid any overtime. In the discovery
5 process in that case seeking Aranda's payroll records, Defendants' payroll supervisor Ms. Silva
6 was deposed numerous times. At her depositions, Ms. Silva testified that a sample "Biweekly
7 Pay Out Sheet" was from her computer. She further testified that all employees' wage payout
8 for each pay period would be first compiled in an Excel spreadsheet to be approved by
9 Defendant Steven Chen, and that all such Excel documents are stored and can be found in a
10 computer. Ms. Silva also testified that after April 2006, Nth Connect started using an outside
11 payroll processor—Automatic Data Processing ("ADP"). Every pay period ADP would send
12 Nth Connect a document entitled "Payroll Register" containing all employees' payroll records,
13 and these records are stored and maintained in a central location in binders.

14 I declare under the penalty of perjury under the laws of the United States the foregoing is
15 true and accurate.

16
17 Dated: June 17, 2008

By: /s/ Adam Wang
Adam Wang